

Senate Bill No. 1640

CHAPTER 172

An act to add Section 31469.8 to the Government Code, relating to county employees' retirement.

[Approved by Governor July 21, 2000. Filed with
Secretary of State July 21, 2000.]

LEGISLATIVE COUNSEL'S DIGEST

SB 1640, Burton. County employees' retirement: Marin County: safety status.

The County Employees Retirement Law of 1937 authorizes counties to provide safety member status to probation officers and specified juvenile hall or juvenile home group counselors and group supervisors.

This bill would authorize the Board of Supervisors of Marin County to meet and confer pursuant to the Meyers-Milias-Brown Act with the appropriate recognized employee organization to reach agreement on any conditions to be required of employees or the employee organization seeking to have safety status made applicable to those specified employees. The bill would require any payments made by county employees on behalf of the employer to cover all or part of the increased cost of safety retirement to be determined upon actuarial advice from the retirement board's actuaries, and approved by the board of retirement.

The bill would not be operative until the Marin County Board of Supervisors, by resolution adopted by majority vote, makes it applicable.

The people of the State of California do enact as follows:

SECTION 1. Section 31469.8 is added to the Government Code, to read:

31469.8. (a) In a county of the 18th class, as defined by Sections 28020 and 28039, as amended by Chapter 1204 of the Statutes of 1971, the board of supervisors may meet and confer pursuant to the Meyers-Milias-Brown Act (Chapter 10 (commencing with Section 3500) of Division 4 of Title 1) with a recognized employee organization that represents county employees who are not safety members because the board of supervisors has not made Section 31469.4 applicable in the county, and endeavor to reach agreement on any conditions to be required of employees or an employee organization seeking to have Section 31469.4 made applicable. The

conditions shall include, but not be limited to, whether the employees shall be required to pay all or part of the following:

(1) The increase in the employer's normal cost contributions.

(2) Any increase of the employer's unfunded actuarial accrued liability in excess of what it would have accrued if the employees had remained miscellaneous members.

(3) Any increase in the employer's normal cost contributions or unfunded actuarial liability attributable to employees who have become safety members electing to purchase credit as a safety member pursuant to Section 31639.7 for the time served in an eligible position prior to becoming a safety member.

(b) Any payments made by employees on behalf of the employer to cover the increased cost of safety retirement shall be as determined upon actuarial advice from the retirement board's actuaries, and shall be approved by the board of retirement.

(c) This section shall not be operative in the county until the date on which the board of supervisors, by resolution adopted by a majority vote, makes the provisions of this section applicable in the county.

SEC. 2. Due to unique facts and circumstances applicable to Marin County, the Legislature finds and declares that a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution. Therefore, this special legislation is necessarily applicable to only Marin County.

